



6-24-02

GP1623

MTC 6610
39-21(3631D)
PATENT

#198
8-5-03
Done

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Jerry R. Ebner et al. Art Unit 1623
Serial No. 09/408,323
Filed September 29, 1999
Confirmation No. 3903
For DEEPLY REDUCED OXIDATION CATALYST AND ITS USE IN PREPARING
N-(PHOSPHONOMETHYL)GLYCINE COMPOUNDS
Examiner L. Maier

June 21, 2002

PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. §1.48(a)

TECH CENTER 1600/2900

JUL 03 2002

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TO THE ASSISTANT COMMISSIONER FOR PATENTS,
SIR:

The application presently names Jerry R. Ebner, Mark A. Leiber, Kam-To Wan, Anthony Woods and Peter E. Rogers as inventors. Applicants request that the application be amended to name Jingyue Liu and William A. Scholle as additional joint inventors.

* Statements by Jingyue Liu and William A. Scholle that the errors in inventorship in the application occurred without deceptive intent on their part are enclosed.

* The written consent of the assignee, Monsanto Technology LLC, to this correction of inventorship is enclosed.

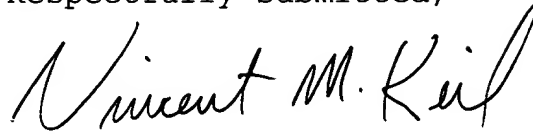
* A combined Declaration and Power or Attorney executed by the actual inventors is enclosed.

* A check in payment of the fee set forth in 37 C.F.R. 1.17(i) is enclosed. The Commissioner is requested to charge any fee deficiency or overpayment in connection with this Petition to Deposit Account 19-1345.

In view of the forgoing, applicants respectfully request that this application be amended to name Jerry R. Ebner, Mark A. Leiber, Kam-To Wan, Anthony Woods, Peter E. Rogers, Jingyue Liu

and William A. Scholle as joint inventors and that a corrected filing receipt be issued.

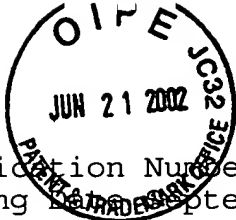
Respectfully submitted,

A handwritten signature in cursive script that reads "Vincent M. Keil". The signature is written in dark ink and is positioned above the typed name and address.

Vincent M. Keil, Reg. No. 36,838
SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102
(314) 231-5400

VMK/mkd
*Enclosure

Express Mail Label No. EL946585008US



FEE TRANSMITTAL

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Application Number 09/408,323
Filing Date September 29, 2002
Confirmation No. 3903
Inventors Jerry R. Ebner et al.
Group Art Unit 1623
Examiner Name L. Maier
Attorney Docket Number MTC 6610 (39-21(3631D))

JUL 03 2002

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METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- ☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- ☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. ☐ BASIC FILING FEE Subtotal (1) \$ _____
(Type: _____)
2. ☐ EXTRA CLAIM FEES Subtotal (2) \$ _____
Total Claims _____
Independent Claims _____
Multiple Dependent Claims _____
3. ☒ ADDITIONAL FEES Subtotal (3) \$ 130.00
- ☐ Surcharge - late filing fee or oath
☐ Surcharge - late provisional filing fee or cover sheet
☐ Extension for reply within _____ month
☐ Notice of Appeal
☐ Filing a Brief in Support of an appeal
☐ Request for ex parte Reexamination
☒ Petition to the Commissioner to Correct Inventorship
☐ Submission of Information Disclosure Statement
☐ Recording each patent assignment per property
☐ Request for Continued Examination

TOTAL AMOUNT OF PAYMENT \$ 130.00

Vincent M. Keil

Vincent M. Keil, Reg. No. 36,838

June 21, 2002

Date

VMK/mkd

Express Mail Label No. EL946585008US



MTC 6610
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Jerry R. Ebner et al.

Art Unit 1623

Serial No. 09/408,323

Filed September 29, 1999

Confirmation No. 3903

For DEEPLY REDUCED OXIDATION CATALYST AND ITS USE IN PREPARING
N- (PHOSPHONOMETHYL) GLYCINE COMPOUNDS

Examiner L. Maier

STATEMENT OF JINGYUE LIU, 37 C.F.R. §1.48(a)(2)

I, Jingyue Liu, state that the error in inventorship in the
above-referenced patent application occurred without deceptive
intent on my part.

8/28/01

Date

Jingyue Liu

Jingyue Liu

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MTC 6610
PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Jerry R. Ebner et al.

Art Unit 1623

Serial No. 09/408,323

Filed September 29, 1999

Confirmation No. 3903

For DEEPLY REDUCED OXIDATION CATALYST AND ITS USE IN PREPARING
N-(PHOSPHONOMETHYL)GLYCINE COMPOUNDS

Examiner L. Maier

STATEMENT OF WILLIAM A. SCHOLLE, 37 C.F.R. §1.48(a)(2)

I, William A. Scholle, state that the error in inventorship
in the above-referenced patent application occurred without
deceptive intent on my part.

10/19/01

Date

William A. Scholle

William A. Scholle

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Attorney's Docket No. MTC 6610

DECLARATION AND POWER OF ATTORNEY

REGULAR OR DESIGN APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

DEEPLY REDUCED OXIDATION CATALYST AND ITS USE IN PREPARING N-(PHOSPHONOMETHYL)GLYCINE COMPOUNDS

the specification of which:

(Check one)

☐ is attached hereto

☒ was filed on September 29, 1999 As Application Serial No. 09/408,323, and was amended in AMENDMENT A BEFORE EXAMINATION, filed September 25, 2000; and AMENDMENT B, filed July 3, 2001.

☐ was described and claimed in PCT International Application No. _____, filed on _____ And as amended Under PCT Article 19 on _____, if any.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

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PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a) - (d) or §365(b) of any foreign application for patent or inventor's certificate, or §365(a) of any PCT application which designates at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)

Priority Not Claimed

ANY FOREIGN APPLICATION(S), ON THE SAME SUBJECT MATTER WHICH HAS A FILING DATE EARLIER THAN THE EARLIEST APPLICATION FROM WHICH PRIORITY IS CLAIMED

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
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CLAIM FOR BENEFIT OF PROVISIONAL APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

60/075,988
(Application Number)

February 25, 1998
(Filing Date)

(Application Number)

(Filing Date)

**CLAIM FOR BENEFIT OF EARLIER U.S. APPLICATION(S)
UNDER 35 U.S.C. 120**

(Complete this part only if this is a divisional,
continuation or CIP application)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>09/248,655</u>	<u>February 11, 1999</u>	<u>pending</u>
(Serial No.)	(Filing Date)	(Status)
<u> </u>	<u> </u>	<u> </u>
(Serial No.)	(Filing Date)	(Status)

POWER OF ATTORNEY

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Irving Powers (15,700), Donald G. Leavitt (17,626), John K. Roedel, Jr. (25,914), Michael E. Godar (28,416), Edward J. Hejlek (31,525), William E. Lahey (26,757), Richard G. Heywood (18,224), Frank R. Agovino (27,416), Kurt F. James (33,716), G. Harley Blosser (33,650), Paul I. J. Fleischut (35,513), Vincent M. Keil (36,838), Robert M. Evans, Jr. (36,794), Robert M. Bain (36,736), Joseph A. Schaper (30,493), Kathleen M. Petrillo (35,076), David E. Crawford, Jr. (38,118), Richard L. Bridge (40,529), Christopher M. Goff (41,785), Derick E. Allen (P-43,468), Matthew L. Cutler (P-43,574) and Michael G. Munsell (P-43,820).

Send Correspondence To:

Direct Telephone Calls To:

Customer Number: 000321

John K. Roedel, Jr.
(314) 231-5400

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Jerry R. Ebner

Inventor's signature



Date

9-04-01

Residence St. Charles, Missouri

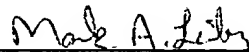
Citizenship U.S.A.

Post Office address 612 Loughmor Pass

St. Charles, Missouri 63304

Full name of second joint inventor Mark A. Leiber

Second inventor's signature



Date

8-28-01

Residence St. Peters, Missouri

Citizenship U.S.A.

Post Office address 308 Lazy Branch

St. Peters, Missouri 63376

Full name of third joint inventor Kam-To Wan

Third Inventor's signature Kam-To Wan Date 9-4-01

Residence Manchester, Missouri Citizenship Hong Kong

Post Office address 358 Royal Village Drive

Manchester, Missouri 63011

Full name of fourth joint inventor Peter E. Rogers

Fourth inventor's signature Peter E Rogers Date 9/4/01

Residence Des Peres, Missouri Citizenship U.S.A.

Post Office address 2027 Firethorn Drive

DesPeres, Missouri 63131

Full name of fifth joint inventor Jingye Liu

Fifth inventor's signature Jingye Liu Date 8/28/01

Residence Chesterfield, Missouri Citizenship China

Post Office address 1103 Keystone Trail Drive

Chesterfield, Missouri 63005

Full name of sixth joint inventor William A. Scholle

Sixth inventor's signature William A. Scholle Date 10/19/01

Residence St. Louis, Missouri Citizenship U.S.A.

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St. Louis, Missouri 63119

Full name of seventh joint inventor Anthony Woods

Seventh inventor's signature *Anthony Woods* Date 29/10/01

Residence Cambridge, England Citizenship U.K.

Post Office address ~~19 Linholme Close~~ 75 HAZELWOOD CLOSE ADW.

Cambridge, England CB4 3HW 3SW ADW